

Message Text

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PAGE 01 BRUSSE 04158 022019Z
ACTION EUR-12

INFO OCT-01 IO-13 ISO-00 ACDA-12 CIAE-00 INR-10 L-03
NSAE-00 NSC-05 EB-08 NRC-05 OES-07 SOE-02 DODE-00
DOE-11 SS-15 SP-02 CEQ-01 PM-05 H-01 /113 W
-----092288 030618Z /10

R 022017Z MAR 78
FM AMEMBASSY BRUSSELS
TO SECSTATE WASHDC 5249
INFO AMEMBASSY BONN
AMEMBASSY COPENHAGEN
AMEMBASSY DUBLIN
AMEMBASSY LONDON
AMEMBASSY LUXEMBOURG
AMEMBASSY PARIS
AMEMBASSY ROME
AMEMBASSY THE HAGUE
USMISSION GENEVA
AMEMBASSY VIENNA

C O N F I D E N T I A L BRUSSELS 04158

ALSO FOR USEC; VIENNA FOR USIAEA

E.O. 11652: GDS
TAGS: ENRG, MNUC, TECH, BE
SUBJECT: US-EURATOM RENEGOTIATIONS: BELGIAN REQUEST FOR
INTERPRETATION OF SECTION 402 OF US NON-PROLIFERATION
LEGISLATION

REF: BRUSSELS 3898

1. MFA DIRECTOR FOR NUCLEAR AFFAIRS HERPELS HAS FOR-
WARDED TWO WRITTEN QUESTIONS THAT GOB OFFICIALS WERE UN-
ABLE TO FORMULATE DURING AMBASSADOR SMITH'S DISCUSSIONS
HERE (REFTEL).

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PAGE 02 BRUSSE 04158 022019Z

2. THE TEXT OF THE QUESTIONS POSED BY HERPELS ARE AS
FOLLOWS (INFORMAL EMBASSY TRANSLATION):

QTE: (1)IF WE UNDERSTAND THE AMERICAN LAW, IT MAKES NO
DISTINCTION BETWEEN STATES POSSESSING AND THOSE NOT
POSSESSING NUCLEAR ARMS INsofar AS ENRICHMENT ABROAD OF
UNPROCESSED OR SPECIAL NUCLEAR MATERIAL OF AMERICAN

ORIGIN.

THIS ARRANGEMENT APPLIES NOT ONLY TO NATURAL URANIUM OF AMERICAN ORIGIN (WHICH WE KNOW THE US DOES NOT EXPORT), BUT ALSO TO SPECIAL FISSILE MATERIAL FURNISHED BY THE UNITED STATES. SHOULD WE UNDERSTAND FROM THIS THAT USED URANIUM RECOVERED AFTER REPROCESSING OF AMERICAN-ORIGIN SPECIAL FISSILE MATERIAL CANNOT BE REENRICHED IN A NON-AMERICAN INSTALLATION UNLESS THIS IS PERMITTED BY A CO-OPERATION AGREEMENT?

(2) IN ANOTHER CONNECTION, IF WE UNDERSTAND THE LAW CORRECTLY, IT SEEMS TO MAKE A DISTINCTION ON REPROCESSING BETWEEN STATES POSSESSING AND THOSE NOT POSSESSING NUCLEAR ARMS. END QUOTE

3. PLEASE ADVISE. CHAMBERS

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NNN

Message Attributes

Automatic Decaptioning: X
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Channel Indicators: n/a
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Control Number: n/a
Copy: SINGLE
Draft Date: 02 mar 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
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Litigation Codes:
Litigation History:
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